

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
United States Attorney

2 BRIAN J. STRETCH (CSBN 163173)
3 Chief, Criminal Division

4 SUSAN KNIGHT (CSBN 209013)
5 Assistant United States Attorney

6 150 Almaden Blvd., Suite 900
7 San Jose, California 95113
Telephone: (408) 535-5056
FAX: (408) 535-5066
Susan.Knight@usdoj.gov

8 Attorneys for Plaintiff

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA,) No. CR 07-00722 HRL
14 Plaintiff,)
15 v.) STIPULATION AND [PROPOSED]
16 WILLIAM LESTER JOHNSEN,) ORDER EXCLUDING TIME
17 Defendant.) SAN JOSE VENUE
18 _____)

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20 On March 13, 2008, the parties in the above-captioned case appeared before the Court for a
21 status hearing. At that appearance, Assistant Federal Public Defender Manuel Araujo explained
22 to the Court that he had provided some of the defendant's medical records to the government in
23 order to assist in reaching a resolution to the case. The parties then requested that the Court
24 continue the case for a status conference on April 17, 2008 in order for the parties to review the
25 defendant's records. Assistant United States Attorney Susan Knight requested an exclusion of
26 time under the Speedy Trial Act from March 13, 2008 to April 17, 2008. The defendant, through
27 AFPD Manuel Araujo, agreed to the exclusion. The undersigned parties agree and stipulate that
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1 an exclusion of time is appropriate based on the defendant's need for effective preparation of
2 counsel.

3 SO STIPULATED: JOSEPH P. RUSSONIELLO
4 United States Attorney

5 DATED: 3/21/08 /s/
6 SUSAN KNIGHT
7 Assistant United States Attorney

8 DATED: 3/21/08 /s/
9 MANUEL ARAUJO
10 Assistant Federal Public Defender

11 Accordingly, for good cause shown, the Court HEREBY ORDERS that time be excluded
12 under the Speedy Trial Act from March 13, 2008 to April 17, 2008. The Court finds, based on
13 the aforementioned reasons, that the ends of justice served by granting the requested continuance
14 outweigh the best interest of the public and the defendant in a speedy trial. The failure to grant
15 the requested continuance would deny defense counsel reasonable time necessary for effective
16 preparation, taking into account the exercise of due diligence, and would result in a miscarriage
17 of justice. The Court therefore concludes that this exclusion of time should be made under 18
18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv).

19 SO ORDERED.

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21 DATED: 3/24/08 
22 NANDOR J. VADAS
23 United States Magistrate Judge
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